

CLOSED,APPEAL,ECF,WHEEL-A

**U.S. District Court**  
**Southern District of New York (Foley Square)**  
**CRIMINAL DOCKET FOR CASE #: 1:17-cr-00460-SHS-1**  
**Internal Use Only**

Case title: USA v. Carrano

Date Filed: 07/20/2017

Date Terminated: 12/14/2018

Assigned to: Judge Sidney H. Stein

**Defendant (1)**

**Thomas Carrano**

*TERMINATED: 12/14/2018*

represented by **Richard David Willstatter**

Green & Willstatter

200 Mamaroneck Avenue

Suite 605

White Plains, NY 10601

(914) 948-5656

Fax: (914) 948-8730

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*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

*Designation: Retained*

**Andrew Constan Karpf**

Laurence Silverman & Associates

1772 E. Jericho Turnpike

#2

Huntington, NY 11743

(631) 499-3333

Email: nydefenselawyer@gmail.com

*TERMINATED: 07/03/2018*

*ATTORNEY TO BE NOTICED*

*Designation: Retained*

CERTIFIED AS A TRUE COPY ON

THIS DATE

5/7/2019

BY

( ) Clerk

(x) Deputy

**Pending Counts**

18:371.F CONSPIRACY TO  
DEFRAUD THE UNITED STATES  
(1s)

**Highest Offense Level (Opening)**

Felony

**Disposition**

IMPRISONMENT: 14 months.

SUPERVISED RELEASE: Three years.

**Terminated Counts**

18:371.F CONSPIRACY TO POSSESS,  
TRAIN AND BUY ROOSTERS FOR  
PARTICIPATION IN AN ANIMAL  
FIGHTING VENUE  
(1)

**Disposition**

Dismissed

**Highest Offense Level (Terminated)**

Felony

**Complaints**

None

**Disposition**

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**Plaintiff**



USA



represented by **Michael McGinnis**  
United States Attorney's Office For The  
Southern Distri  
One St. Andrew's Plaza  
New York, NY 10007  
(212)-637-2305  
Email: michael.mcginis@usdoj.gov  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*  
*Designation: Assistant US Attorney*

**Alison Gainfort Moe**  
United States Attorney's Office, SDNY  
One Saint Andrew's Plaza  
New York, NY 10007  
(212)-637-2225  
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*ATTORNEY TO BE NOTICED*




**Timothy Turner Howard**  
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*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
07/20/2017	<u>1</u>	SEALED INDICTMENT as to Sealed Defendant 1 (1) count(s) 1. (jm) (Entered: 07/27/2017)
07/27/2017	2	Order to Unseal Indictment as to Sealed Defendant 1. (Signed by Magistrate Judge Katharine H. Parker on 7/27/17)(jm) (Entered: 07/27/2017)
07/27/2017		INDICTMENT UNSEALED as to Thomas Carrano. (jm) (Entered: 07/27/2017)
07/27/2017		Case Designated ECF as to Thomas Carrano. (jm) (Entered: 07/27/2017)
07/27/2017		(Court only) CRIMINAL CASE WHEEL FLAG DESIGNATION as to Thomas Carrano. Wheel Flag WHEEL-A set. (jm) (Entered: 07/27/2017)
07/27/2017		Judge update in case as to Thomas Carrano. Judge Deborah A. Batts added. Judge Unassigned no longer assigned to case. (jm) (Entered: 07/27/2017)
07/27/2017		Attorney update in case as to Thomas Carrano. Attorney Michael McGinnis for USA added. (jm) (Entered: 07/27/2017)
07/27/2017	 3	Arrest Warrant Issued as to Thomas Carrano. (Signed by Judge Magistrate Judge Sarah Netburn on 7/20/17.)(Filed under seal on 7/20/17) (jm) (Entered: 07/27/2017)
07/27/2017	<u>4</u>	NOTICE OF ATTORNEY APPEARANCE Alison Gainfort Moe appearing for USA. (Moe, Alison) (Entered: 07/27/2017)
07/27/2017		Arrest of Thomas Carrano. [*** NOTE: Refer to Disposition Sheet for Rule 5 Proceeding held on 7/27/2017. ***] (bw) (Entered: 07/28/2017)
07/27/2017	<u>5</u>	NOTICE OF ATTORNEY APPEARANCE: Andrew Constan Karpf appearing for Thomas Carrano. (bw) (Entered: 07/28/2017)
07/27/2017	<u>6</u>	Minute Entry on "Disposition Sheet" for proceedings held before Magistrate Judge Katharine H. Parker: Initial Appearance as to Thomas Carrano held on 7/27/2017. Date of Arrest: 7/27/2017 9:00 a.m., Vol. Surr. AUSA Michael McGinnis. Defense Counsel Andrew Karpf. Proceeding: Rule 5. BAIL DISPOSITION: See Transcript. Agreed conditions of release; Defendant released on own recognizance; \$50,000 PRB; travel restricted to SDNY/EDNY/WDNY; surrender travel documents (& no new applications); pretrial supervision as directed by Pretrial Services; Defendant to submit to urinalysis; if positive, add conditions of drug testing/treatment; Defendant not to possess firearm/destructive device/other weapon. Defendant to be released on own signature; remaining conditions to be met by: see below. -surrender firearms and licenses for same within 1 week (8/3/2017); -refrain from excessive use of alcohol; -not buy, sell or possess live chickens/roosters. ADDITIONAL PROCEEDINGS:


		Defendant arraigned; pleads Not Guilty. conference before District Judge on 8/15/2017 11:00 a.m. Speedy Trial Time excluded under 18 U.S.C. Section 3161(h)(7) until 8/15/2017. (bw) (Entered: 07/28/2017)
07/27/2017		Minute Entry for proceedings held before Magistrate Judge Katharine H. Parker: Arraignment as to Thomas Carrano (1) Count 1 held on 7/27/2017. Plea entered by Thomas Carrano (1) Count 1 -- Not Guilty. (bw) (Entered: 07/28/2017)
07/27/2017		ORAL ORDER as to Thomas Carrano. Time excluded from 7/27/2017 until 8/15/2017. Status Conference set for 8/15/2017 at 11:00 AM before Judge Deborah A. Batts. (By Magistrate Judge Katharine H. Parker on 7/27/2017) (bw) (Entered: 07/28/2017)
07/27/2017	<u>7</u>	Appearance Bond Entered as to Thomas Carrano in amount of \$50,000.00. Agreed conditions of release; Defendant released on own recognizance; \$50,000.00 PRB; travel restricted to SDNY/EDNY /WDNY; surrender travel documents (& no new applications); pretrial supervision as directed by Pretrial Services; Defendant to submit to urinalysis; if positive, add condition of drug testing/treatment; Defendant not to possess firearms/destructive device/other weapon; Defendant to be released on own signature; surrender firearms and licenses for same within 1 week (by 8/3/2017); refrain from excessive use of alcohol; not buy, see or possess live chicken/roosters. [Advice of Penalties and Sanctions attached. Defendant Released.] (bw) (Entered: 07/28/2017)
07/31/2017	<u>8</u>	ENDORSED LETTER as to Thomas Carrano addressed to Judge Deborah A. Batts from Attorney Andrew Karpf dated July 28, 2017 re: Kindly accept this letter as a request to reschedule the conference one week to August 22, 2017 at 11:00 a.m. Please be advise that the defendant consents to the exclusion of time under the speedy trial act. ENDORSEMENT: Granted. SO ORDERED: (Signed by Judge Deborah A. Batts on 7/31/2017)(bw) (Entered: 07/31/2017)
07/31/2017		(Court only) ***Excludable XT started as to Thomas Carrano. Excludable started on 7/31/2017. Excludable stopped on 8/22/2017. (bw) (Entered: 07/31/2017)
08/22/2017		Minute Entry for proceedings held before Judge Deborah A. Batts:Status Conference as to Thomas Carrano held on 8/22/2017 ( Status Conference set for 10/24/2017 at 11:00 AM before Judge Deborah A. Batts.) Defendant Thomas Carrano present with Retained attorney Peter Bark for Andrew Karf, AUSAs Alison Moe and Michael McGinnis for the government and court reporter Rose Prater. Next conference scheduled for October 24, 2017 at 11:00 am. Time is excluded under the Speedy Trial Act from today until October 24, 2017. (jw) (Entered: 08/23/2017)
08/22/2017		(Court only) ***Excludable XT started as to Thomas Carrano. Excludable started on 8/22/17. Excludable stopped on 10/24/17. (jw) (Entered: 08/23/2017)

09/07/2017	 <u>9</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Hearing held on 7/27/2017 before Magistrate Judge Katharine H. Parker. Court Reporter/Transcriber: Carole Ludwig, (212) 420-0771, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/28/2017. Redacted Transcript Deadline set for 10/10/2017. Release of Transcript Restriction set for 12/6/2017. (ft) (Entered: 09/07/2017)
09/07/2017	<u>10</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Hearing proceeding held on 7/27/2017 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. (ft) (Entered: 09/07/2017)
09/07/2017		<b>***DELETED DOCUMENT. Deleted document number 11. ORDER, as to Thomas Carrano. The document was incorrectly filed in this case. (bw)</b> (Entered: 09/08/2017)
09/19/2017	 <u>11</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 8/22/17 before Judge Deborah A. Batts. Court Reporter/Transcriber: Rose Prater, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/10/2017. Redacted Transcript Deadline set for 10/20/2017. Release of Transcript Restriction set for 12/18/2017. (McGuirk, Kelly) (Entered: 09/19/2017)
09/19/2017	<u>12</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 8/22/17 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 09/19/2017)
10/23/2017	<u>13</u>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU - WAIVER of Speedy Trial by Thomas Carrano. (Karpf, Andrew) Modified on 10/24/2017 (ka).</b> (Entered: 10/23/2017)
10/24/2017		<b>NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR as to Thomas Carrano: Notice to Attorney Andrew Constan Karpf to RE-FILE Document <u>13</u> Waiver of Speedy Trial. Use the event type Letter found under the event list Other</b>





		<b>Documents. (ka)</b> (Entered: 10/24/2017)
10/24/2017	<u>14</u>	LETTER by Thomas Carrano addressed to Judge Deborah A. Batts from Andrew Karpf dated October 23, 2017 re: continuance (Karpf, Andrew) (Entered: 10/24/2017)
10/24/2017	<u>15</u>	MEMO ENDORSEMENT as to Thomas Carrano on re: <u>14</u> Letter filed by Thomas Carrano. ENDORSEMENT: Granted. Excluded until 11/21/17 at 11:00AM. (Status Conference set for 11/21/2017 at 11:00 AM before Judge Deborah A. Batts.) (Signed by Judge Deborah A. Batts on 10/24/2017)(ft) (Entered: 10/24/2017)
10/24/2017		(Court only) ***Excludable XT started as to Thomas Carrano. Excludable started on 10/24/2017. Excludable stopped on 11/21/2017. (ft) (Entered: 10/24/2017)
11/20/2017		Minute Entry for proceedings held before Judge Deborah A. Batts:Status Conference as to Thomas Carrano held on 11/20/2017 as to Thomas Carrano( Motions due by 1/18/2018., Defense Replies due by 2/15/2018., Responses due by 2/8/2018, Status Conference set for 3/20/2018 at 11:00 AM before Judge Deborah A. Batts.) Defendant Thomas Carrano present with Retained attorney Peter Bark for Andrew Karf, AUSA Michael McGinnis for the government and court reporter Steven Griffing. Motion calendar set: Defense counsel to submit motion by January 18, 2018 at 4:00 pm. Response is due February 8, 2018 at 4:00 pm. The defenses reply is due February 15, 2018 at 4:00 pm. Next conference scheduled for Tuesday, March 20, 2018 at 11:00 am. Time is excluded for the interest of justice under the Speedy Trial Act from today until March 20, 2018 at 11:00 am. (jw) (Entered: 11/22/2017)
11/20/2017		(Court only) ***Excludable XT started as to Thomas Carrano. Excludable started on 11/20/17. Excludable stopped on 3/20/18. (jw) (Entered: 11/22/2017)
01/03/2018	 <u>16</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 11/21/17 before Judge Deborah A. Batts. Court Reporter/Transcriber: Steven Griffing, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/24/2018. Redacted Transcript Deadline set for 2/5/2018. Release of Transcript Restriction set for 4/3/2018. (McGuirk, Kelly) (Entered: 01/03/2018)
01/03/2018	<u>17</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 11/21/17 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 01/03/2018)





04/17/2018	 <u>23</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 3/20/18 before Judge Deborah A. Batts. Court Reporter/Transcriber: Michael McDaniel, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/8/2018. Redacted Transcript Deadline set for 5/18/2018. Release of Transcript Restriction set for 7/16/2018. (McGuirk, Kelly) (Entered: 04/17/2018)
04/17/2018	<u>24</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 3/20/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 04/17/2018)
05/03/2018	<u>25</u>	(S1) SUPERSEDING INDICTMENT FILED as to Thomas Carrano (1) count(s) 1s. (bw) (Entered: 05/04/2018)
05/08/2018	<u>26</u>	MOTION in Limine . Document filed by USA as to Thomas Carrano. (Attachments: # <u>1</u> Exhibit A - Facebook Posts, # <u>2</u> Exhibit B - Expert Report)(McGinnis, Michael) (Entered: 05/08/2018)
05/08/2018	<u>27</u>	MOTION in Limine to Preclude Expert Testimony of Anthony Saville. Document filed by USA as to Thomas Carrano. (Attachments: # <u>1</u> Exhibit A - Expert Report)(McGinnis, Michael) (Entered: 05/08/2018)
05/10/2018	<u>34</u>	Minute Entry for proceedings held before Magistrate Judge James L. Cott:Arraignment on disposition sheet as to Thomas Carrano (1) Count 1s held on 5/10/2018., Not Guilty Plea entered by Thomas Carrano (1). Deft present with atty Andrew Karpe. AUSA Michael McGinnis present. Deft arraigned and pleads not guilty. (jw) (Entered: 05/14/2018)
05/11/2018	<u>28</u>	Proposed Voir Dire Questions by Thomas Carrano. (Karpf, Andrew) (Entered: 05/11/2018)
05/11/2018	<u>29</u>	FIRST LETTER MOTION addressed to Judge Deborah A. Batts from Andrew Karpf dated May 11, 2018 re: Opposition to Multiple In Limine Motions . Document filed by Thomas Carrano. (Karpf, Andrew) (Entered: 05/11/2018)
05/11/2018	<u>30</u>	LETTER by USA as to Thomas Carrano addressed to Judge Deborah A. Batts from Michael McGinnis dated May 11, 2018 re: Investigative Techniques Document filed by USA. (McGinnis, Michael) (Entered: 05/11/2018)





05/11/2018	<u>31</u>	Request To Charge by USA as to Thomas Carrano. (McGinnis, Michael) (Entered: 05/11/2018)
05/11/2018	<u>32</u>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU</b> - Proposed Voir Dire Questions by USA as to Thomas Carrano. (McGinnis, Michael) Modified on 5/11/2018 (ka). (Entered: 05/11/2018)
05/11/2018		<b>NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR as to Thomas Carrano: Notice to Attorney McGinnis, Michael to RE-FILE Document 32 Proposed Voir Dire Questions. Use the event type Proposed Examination of Jurors found under the event list Trial Documents. (ka)</b> (Entered: 05/11/2018)
05/11/2018	<u>33</u>	PROPOSED EXAMINATION OF JURORS by USA as to Thomas Carrano. (McGinnis, Michael) (Entered: 05/11/2018)
05/14/2018		NOTICE OF CASE REASSIGNMENT as to Thomas Carrano, to Judge Judge Sidney H. Stein. Judge Judge Deborah A. Batts no longer assigned to the case. (wb) (Entered: 05/14/2018)
05/14/2018	<u>35</u>	ORDER as to Thomas Carrano ( Pretrial Conference set for 5/17/2018 at 03:00 PM in Courtroom 23A, 500 Pearl Street, New York, NY 10007 before Judge Sidney H. Stein.) IT IS HEREBY ORDERED that there will be a pretrial conference on Thursday, May 17, 2018, at 3:00 p.m. in Courtroom 23A (Signed by Judge Sidney H. Stein on 5/14/18)(jw) (Entered: 05/14/2018)
05/14/2018	<u>36</u>	MEMO ENDORSEMENT <u>29</u> LETTER MOTION We shall file responses to both Motions no later than May 18, 2018...ENDORSEMENT...SO ORDERED. (Signed by Judge Deborah A. Batts on 5/14/18) (jw) (Entered: 05/14/2018)
05/16/2018	<u>37</u>	LETTER by Thomas Carrano addressed to Judge Sidney H. Stein from Thomas Carrano dated 05/16/2018 re: pretrial conference on Thursday, May 17, 2018 (Cook, David) (Entered: 05/16/2018)
05/17/2018		Minute Entry for proceedings held before Judge Sidney H. Stein:Pretrial Conference as to Thomas Carrano held on 5/17/2018 ( Jury Trial set for 6/18/2018 at 09:30 AM before Judge Sidney H. Stein.) Defendant Thomas Carrano present with attorney Peter Bark; for the government Alison Moe, Michael McGinnis, and Timothy Howard; court reporter Rebecca Forman also present. Defendants responses to the in limine motions are due on May 23, 2018, by 5:00 p.m. The trial is adjourned to June 18, 2018, at 9:30 a.m. At the request of the government, and with the consent of defendant, the Court excludes time from today through June 18, 2018, from calculations under the Speedy Trial Act. Bail conditions remain as set (jw) (Entered: 05/18/2018)
05/17/2018		(Court only) ***Excludable XT started as to Thomas Carrano. Excludable started on 5/17/18. Excludable stopped on 6/18/18. (jw)




		(Entered: 05/18/2018)
05/23/2018	<u>38</u>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU - AFFIRMATION of Andrew Karpf in Opposition as to Thomas Carrano re <u>27</u> MOTION in Limine to Preclude Expert Testimony of Anthony Saville., <u>26</u> MOTION in Limine ., <u>29</u> FIRST LETTER MOTION addressed to Judge Deborah A. Batts from Andrew Karpf dated May 11, 2018 re: Opposition to Multiple In Limine Motions .. (Karpf, Andrew) Modified on 5/24/2018 (ka). (Entered: 05/23/2018)</b>
05/24/2018		<b>NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR as to Thomas Carrano: Notice to Attorney Karpf, Andrew to RE-FILE Document <u>38</u> Affirmation in Opposition to Motion. Use the event type Memorandum in Opposition to Motion found under the event list Replies, Opposition and Supporting Documents. (ka) (Entered: 05/24/2018)</b>
05/24/2018	<u>39</u>	MEMORANDUM in Opposition by Thomas Carrano re <u>27</u> MOTION in Limine to Preclude Expert Testimony of Anthony Saville., <u>26</u> MOTION in Limine ., <u>29</u> FIRST LETTER MOTION addressed to Judge Deborah A. Batts from Andrew Karpf dated May 11, 2018 re: Opposition to Multiple In Limine Motions .. (Karpf, Andrew) (Entered: 05/24/2018)
06/04/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Oral Argument as to Thomas Carrano held on 6/4/2018 re: <u>27</u> MOTION in Limine to Preclude Expert Testimony of Anthony Saville filed by USA, <u>26</u> MOTION in Limine filed by USA ( Jury Trial set for 6/18/2018 at 09:30 AM before Judge Sidney H. Stein) Defendant Thomas Carrano present with attorney Peter Bark; for the government Alison Moe, Timothy Turner, and Michael McGinnis; court reporter Tom Murray also present. Argument held on the governments in limine motions. The Court rules on the governments motions [Doc. # 26 and #27]. Defendants motion to dismiss the indictment is denied. The trial will begin as scheduled on June 18, 2018, at 9:30 a.m. Bail conditions remain as set (jw) (Entered: 06/07/2018)
06/04/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>27</u> MOTION in Limine to Preclude Expert Testimony of Anthony Saville filed by USA, <u>26</u> MOTION in Limine filed by USA (jw) (Entered: 06/07/2018)
06/06/2018	<u>40</u>	LETTER by USA as to Thomas Carrano addressed to Judge Sidney H. Stein from Alison Moe dated June 6, 2018 re: Documents requested by the Court at oral argument. Document filed by USA. (Attachments: # <u>1</u> Exhibit Expert notice for Ginger Clark, # <u>2</u> Exhibit Expert notice for Richard Samuels, # <u>3</u> Exhibit TGBA Newsletter)(Moe, Alison) (Entered: 06/06/2018)




06/07/2018	<u>41</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY - NOTICE OF ATTORNEY APPEARANCE:</b> Andrew Constan Karpf appearing for Thomas Carrano. Appearance Type: Retained. <i>Additional Notice for Peter D. Bark</i> (Karpf, Andrew) Modified on 6/7/2018 (ka). (Entered: 06/07/2018)
06/07/2018		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR as to Thomas Carrano: Notice to Attorney Karpf, Andrew to RE-FILE Document <u>41</u> Notice of Attorney Appearance - Defendant. ERROR(S): Incorrect Attorney. Attorney Peter D. Bark should be the appearing attorney for Thomas Carrano. ***NOTE:When computer prompts the select Attorney(s) screen, click on New Attorney to add Attorney Peter D. Bark. (ka)</b> (Entered: 06/07/2018)
06/12/2018	 <u>42</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 5/17/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Rebecca Forman, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/3/2018. Redacted Transcript Deadline set for 7/13/2018. Release of Transcript Restriction set for 9/10/2018. (McGuirk, Kelly) (Entered: 06/12/2018)
06/12/2018	<u>43</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 5/17/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 06/12/2018)
06/15/2018	<u>44</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Michael McGinnis dated June 15, 2018 re: Motion to Preclude Cross Examination . Document filed by USA as to Thomas Carrano. (McGinnis, Michael) (Entered: 06/15/2018)
06/18/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Voir Dire held on 6/18/2018 as to Thomas Carrano. Defendant Thomas Carrano present with attorney Peter Bark; for the government Alison Moe, Michael McGinnis, and Timothy Howard present; court reporters Alena Lynch and Sonya Ketter Moore present. Jury Selection begins, qualification oath given to panel. Jury selected. Selection oath given. Opening statements for both sides held. Trial continues on June 19, 2018 (bw) (Entered: 06/26/2018)
06/19/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Jury Trial as to Thomas Carrano held on 6/19/2018. All parties and jurors



		present. The government begins its case. Trial continues June 20, 2018. (bw) (Entered: 06/26/2018)
06/20/2018	<u>45</u>	SEALED DOCUMENT placed in vault. (rz) (Entered: 06/20/2018)
06/20/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Jury Trial as to Thomas Carrano held on 6/20/2018. All parties and jurors present. Trial continues June 21, 2018. (bw) (Entered: 06/26/2018)
06/21/2018	<u>46</u>	LETTER by USA as to Thomas Carrano addressed to Judge Sidney H. Stein from Alison Moe dated June 21, 2018 re: record of exhibits admitted. Document filed by USA. (Moe, Alison) (Entered: 06/21/2018)
06/21/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Jury Trial as to Thomas Carrano held on 6/21/2018. All parties and jurors present. The government rests; the defense rests. Charging conference held. Trial continues June 22, 2018. (bw) (Entered: 06/26/2018)
06/22/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Jury Trial as to Thomas Carrano held on 6/22/2018. All parties and jurors present. Closing arguments for both sides held. The Court charges the jury; marshal sworn; jury begins deliberations. Alternate jurors are dismissed. Verdict returned - defendant is found GUILTY on Count One in the superseding indictment. All bail conditions remain as set except the Courts adds the following: (1) the defendant shall surrender his passport and his wife's passport to the probation office; and (2) defendant shall not make any new travel applications. The sentencing is set for September 20, 2018, at 2:30 p.m. Any sentencing submissions by defendant are due two weeks before sentencing; the government's submission is due one week before sentencing.... STEIN, J. (bw) (Entered: 06/26/2018)
06/22/2018		JURY VERDICT as to Thomas Carrano (1) Guilty on Count 1s. (bw) (Entered: 06/26/2018)
06/22/2018		ORAL ORDER as to Thomas Carrano. Sentencing set for 9/20/2018 at 02:30 PM before Judge Sidney H. Stein. (bw) (Entered: 06/26/2018)
06/25/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>44</u> LETTER MOTION addressed to Judge Sidney H. Stein from Michael McGinnis dated June 15, 2018 re: Motion to Preclude Cross Examination filed by USA. (lab) (Entered: 06/25/2018)
07/03/2018	<u>47</u>	SEALED DOCUMENT placed in vault. (mhe) (Entered: 07/03/2018)
07/03/2018	<u>48</u>	NOTICE OF ATTORNEY APPEARANCE: Richard David Willstatter appearing for Thomas Carrano. Appearance Type: Retained. (Willstatter, Richard) (Entered: 07/03/2018)
07/03/2018	<u>49</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/03/2018 re: deem Rule 29 and 33 motions made <i>and for an extension of time</i> . Document filed by Thomas Carrano.




		(Willstatter, Richard) (Entered: 07/03/2018)
07/03/2018	<u>50</u>	STIPULATION AND CONSENT FOR SUBSTITUTION OF COUNSEL as to Thomas Carrano. IT IS HEREBY STIPULATED AND CONSENTED, by and between the undersigned, that Richard D. Willstatter, Esq., Green & Willstatter, 200 Mamaroneck Avenue, White Plains, New York 10601, be hereby substituted as counsel of record for defendant Thomas Carrano in the above-captioned matter in place of and stead of Peter D. Bark and Andrew Karpf, Silvennan & Associates, 537 East Jericho Turnpike, Huntington Station, New York 11746. (Signed by Judge Sidney H. Stein on 7/3/18)(jw) (Entered: 07/03/2018)
07/03/2018		Attorney update in case as to Thomas Carrano. Attorney Andrew Constan Karpf terminated (jw) (Entered: 07/03/2018)
07/03/2018	<u>51</u>	MEMO ENDORSEMENT as to Thomas Carrano on <u>49</u> MEMO ENDORSEMENT as to Thomas Carrano (1) on <u>49</u> LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/03/2018 re: deem Rule 29 and 33 motions made and for an extension of time. ENDORSEMENT: Defendant is deemed to have made a motion for judgment of acquittal pursuant to Rule 29(c) or alternatively for a new trial under Rule 33 today. His time to submit supporting papers is adjourned to Aug 10; Gov't response due Aug 31. So Ordered. (Responses due by 8/31/2018) (Signed by Judge Sidney H. Stein on 7/3/2018) (lnl) (Entered: 07/05/2018)
07/09/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>49</u> LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/03/2018 re: deem Rule 29 and 33 motions made and for an extension of time filed by Thomas Carrano. (lab) (Entered: 07/09/2018)
07/11/2018	 <u>52</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/18/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Alena Lynch, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>53</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/18/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)

07/11/2018	 <u>54</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/19/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Alena Lynch, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>55</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/19/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	 <u>56</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/19/18 corrected trial before Judge Sidney H. Stein. Court Reporter/Transcriber: Alena Lynch, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>57</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/19/18 corrected trial has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	 <u>58</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/20/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Alena Lynch, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>59</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/20/18 has been filed by the court


		reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	 <u>60</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/21/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Sonya Ketter Moore, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	 <u>61</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/21/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Sonya Ketter Moore, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>62</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/21/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	 <u>63</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/22/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Karen Gorlaski, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/1/2018. Redacted Transcript Deadline set for 8/13/2018. Release of Transcript Restriction set for 10/9/2018. (McGuirk, Kelly) (Entered: 07/11/2018)
07/11/2018	<u>64</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/22/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to



		Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/11/2018)
07/13/2018	<u>65</u>	LETTER by Thomas Carrano addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/13/2018 re: Gina Carrano's passport (Willstatter, Richard) (Entered: 07/13/2018)
07/16/2018	<u>66</u>	MEMO ENDORSEMENT as to Thomas Carrano on re: <u>65</u> LETTER by Thomas Carrano addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/13/2018 re: Gina Carrano's passport. ENDORSEMENT: Mrs. Carrano shall not apply for any passport or travel document until defendant is incarcerated. (Signed by Judge Sidney H. Stein on 7/16/2018) (ap) (Entered: 07/16/2018)
07/17/2018	 <u>67</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 6/6/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Thomas Murray, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/7/2018. Redacted Transcript Deadline set for 8/17/2018. Release of Transcript Restriction set for 10/15/2018. (McGuirk, Kelly) (Entered: 07/17/2018)
07/17/2018	<u>68</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 6/6/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/17/2018)
07/18/2018	<u>69</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/18/2018 re: preclude criminal forfeiture . Document filed by Thomas Carrano. (Willstatter, Richard) (Entered: 07/18/2018)
07/26/2018	 <u>70</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Trial held on 6/19/18 CORRECTED TRIAL before Judge Sidney H. Stein. Court Reporter/Transcriber: Alena Lynch, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/16/2018. Redacted Transcript Deadline set for 8/27/2018. Release of Transcript Restriction set for 10/24/2018. (McGuirk, Kelly) (Entered: 07/26/2018)





07/26/2018	<u>71</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Trial proceeding held on 6/19/18 CORRECTED TRIAL has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 07/26/2018)
08/01/2018	<u>72</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Michael McGinnis dated August 1, 2018 re: Proposed Order of Forfeiture and Opposition to Motion to Preclude . Document filed by USA as to Thomas Carrano. (Attachments: # <u>1</u> Exhibit Proposed Preliminary Order of Forfeiture)(McGinnis, Michael) (Entered: 08/01/2018)
08/06/2018	<u>73</u>	LETTER REPLY TO RESPONSE to Motion by Thomas Carrano addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 08/06/2018 re <u>69</u> LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/18/2018 re: preclude criminal forfeiture ., <u>72</u> LETTER MOTION addressed to Judge Sidney H. Stein from Michael McGinnis dated August 1, 2018 re: Proposed Order of Forfeiture and Opposition to Motion to Preclude .. (Willstatter, Richard) (Entered: 08/06/2018)
08/10/2018	<u>74</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY</b> - MOTION for Acquittal <i>pursuant to Rule 29.</i> , MOTION for New Trial <i>pursuant to Rule 33</i> . Document filed by Thomas Carrano. (Attachments: # <u>1</u> Affidavit declaration of R. Willstatter, # <u>2</u> Exhibit Exhibit A to Declaration, # <u>3</u> Exhibit Exhibit B to Declaration, # <u>4</u> Affidavit declarations in support)(Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>74</u> MOTION for Acquittal pursuant to Rule 29. MOTION for New Trial <i>pursuant to Rule 33 filed by Thomas Carrano. (ka) (Entered: 08/10/2018)</i>
08/10/2018		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR as to Thomas Carrano: Notice to Attorney Willstatter, Richard to RE-FILE Document <u>74</u> MOTION for Acquittal pursuant to Rule 29. MOTION for New Trial pursuant to Rule 33. ERROR(S): Filing Error of Attachment#1, Declaration of R. Willstatter. Supporting documents must be filed individually. Event code located under Replies, Opposition and Supporting Documents. ***NOTE: Separate docket entry for each. (ka) (Entered: 08/10/2018)</b>
08/10/2018	<u>75</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY</b> - DECLARATION of Richard D. Willstatter in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION

		for New Trial <i>pursuant to Rule 33..</i> (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B)(Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018	<u>76</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> DECLARATION of Thomas Carrano in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018	<u>77</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> DECLARATION of Gina Carrano in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018	<u>78</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> DECLARATION of Anthony Saville in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018	<u>79</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> DECLARATION of Patricia A. Famiglietti in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018	<u>80</u>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> DECLARATION of Michael Sanseverino in Support as to Thomas Carrano re: <u>74</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) Modified on 8/10/2018 (ka). (Entered: 08/10/2018)
08/10/2018		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR as to Thomas Carrano: Notice to Attorney R. Willstatter to RE-FILE Document <u>77</u> Declaration in Support of Motion, <u>75</u> Declaration in Support of Motion, <u>76</u> Declaration in Support of Motion. ERROR(S): Document link to incorrect filing of Document#74. First, RE-FILE Document 74 MOTION for Acquittal pursuant to Rule 29. MOTION for New Trial pursuant to Rule 33, then re-file and link supporting declarations.***NOTE: Separate docket entry for each. (ka)</b> (Entered: 08/10/2018)
08/10/2018		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR as to Thomas Carrano: Notice to Attorney Willstatter, Richard to RE-FILE Document <u>80</u> Declaration in Support of Motion, <u>79</u> Declaration in Support of Motion, <u>78</u> Declaration in Support of Motion. ERROR(S): Documents link to incorrect filing of Document#74 Motion for Acquittal. First, RE-FILE Document 74 MOTION for Acquittal</b>




		<b>pursuant to Rule 29. MOTION for New Trial pursuant to Rule 33, then re-file and link supporting declarations to re-filed Motion for Acquittal.***NOTE: Separate docket entry for each. (ka)</b> (Entered: 08/10/2018)
08/10/2018	<u>81</u>	MOTION for Acquittal <i>pursuant to Rule 29.</i> , MOTION for New Trial <i>pursuant to Rule 33.</i> Document filed by Thomas Carrano. (Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>82</u>	DECLARATION of Richard D. Willstatter in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>83</u>	DECLARATION of Thomas Carrano in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>84</u>	DECLARATION of Gina Carrano in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>85</u>	DECLARATION of Anthony Saville in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>86</u>	DECLARATION of Patricia A. Famiglietti in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Willstatter, Richard) (Entered: 08/10/2018)
08/10/2018	<u>87</u>	DECLARATION of Michael Sanseverino in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29.</i> MOTION for New Trial <i>pursuant to Rule 33.</i> (Willstatter, Richard) (Entered: 08/10/2018)
08/13/2018	<u>88</u>	LETTER by Thomas Carrano addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 08/13/2018 re: correction of typo (Attachments: # <u>1</u> Errata corrected page 11 of motion)(Willstatter, Richard) (Entered: 08/13/2018)
08/27/2018	 <u>89</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Arraignment held on 5/10/2018 before Magistrate Judge James L. Cott. Court Reporter/Transcriber: Carole Ludwig, (212) 420-0771, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/17/2018. Redacted Transcript Deadline set for 9/27/2018. Release of Transcript Restriction set for 11/26/2018. (ft) (Entered: 08/27/2018)
08/27/2018	<u>90</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a

		Arraignment proceeding held on 5/10/2018 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. (ft) (Entered: 08/28/2018)
08/30/2018	<u>91</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 08/30/2018 re: continue sentencing ., MOTION to Postpone Sentencing . Document filed by Thomas Carrano. (Willstatter, Richard) (Entered: 08/30/2018)
08/31/2018	<u>92</u>	MEMORANDUM in Opposition by USA as to Thomas Carrano re <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Moe, Alison) (Entered: 08/31/2018)
09/04/2018	<u>93</u>	ORDER as to Thomas Carrano (1) on <u>91</u> LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 08/30/2018 re: continue sentencing. The sentencing is adjourned to October 5 at 2:30 pm. (Signed by Judge Sidney H. Stein on 9/4/2018) (ap) (Entered: 09/04/2018)
09/04/2018		Set/Reset Hearings as to Thomas Carrano: Sentencing set for 10/5/2018 at 02:30 PM before Judge Sidney H. Stein. (ap) (Entered: 09/04/2018)
09/07/2018	<u>94</u>	REPLY MEMORANDUM OF LAW in Support as to Thomas Carrano re: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33..</i> (Willstatter, Richard) (Entered: 09/07/2018)
09/13/2018	  <u>95</u>	FINAL PRESENTENCE INVESTIGATION REPORT as to Thomas Carrano. The final version of the presentence report, including all revisions and the most recent addendum is now available for review. This version of the report will be used at the time of sentencing. <b>By order of the Board of Judges, effective (02/10/2014), all presentence reports will be electronically filed with the Court, and will be viewable by ONLY the attorney for the government, the attorney for the defendant, the presiding judge and all Court users. Any further dissemination is prohibited.</b> (pbc) (Entered: 09/13/2018)
09/21/2018	<u>96</u>	SENTENCING SUBMISSION by Thomas Carrano. (Attachments: # <u>1</u> Errata letters in support)(Willstatter, Richard) (Entered: 09/21/2018)
09/26/2018	<u>97</u>	ORDER as to Thomas Carrano. Given the pendency of defendant's motion to preclude the government from seeking a preliminary order of forfeiture [Doc. No. 69], and defendant's motion for acquittal or for a new trial [Doc. No. 81], IT IS HEREBY ORDERED that defendant's sentencing is adjourned to December 13, 2018, at 11:00 a.m. SO ORDERED: (Signed by Judge Sidney H. Stein on 9/26/2018)(bw) (Entered: 09/26/2018)
11/16/2018	<u>98</u>	ORDER as to Thomas Carrano. The Court has received defendant's motion to preclude the government from seeking a preliminary order of forfeiture [Doc. No. 69], the government's motion seeking a preliminary





		order of forfeiture of approximately 100 chickens seized from defendant's farm on May 23, 2017 [Doc. No. 72], and defendant's reply to his motion to preclude the government from seeking a preliminary order of forfeiture. [Doc. No. 73]....[See this Order]... IT IS HEREBY ORDERED that the government shall set forth on or before November 27, 2018, why criminal forfeiture is available as a result of defendant's conviction solely for conspiracy to violate the Animal Welfare Act pursuant to 18 U.S.C. § 371. The defense shall respond by December 3, 2018. SO ORDERED: (Signed by Judge Sidney H. Stein on 11/16/2018)(bw) (Entered: 11/16/2018)
11/16/2018	<u>99</u>	ORDER as to Thomas Carrano. IT IS HEREBY ORDERED that there will be a conference on Wednesday, November 21, 2018, at 10:00 a.m. in Courtroom 23A for the Court to render its decision on the pending motion for a judgment of acquittal [Doc. No. 81]. SO ORDERED: (Signed by Judge Sidney H. Stein on 11/16/2018)(bw) (Entered: 11/16/2018)
11/21/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Status Conference as to Thomas Carrano held on 11/21/2018. Defendant Thomas Carrano present with attorney Richard Willstatter; for the government Michael McGinnis and Alison Moe present; court reporter Raquel Robles also present. Conference held. The Court denies defendant's motion for acquittal or for a new trial [Doc. No. 81] for the reasons as set forth on the record. Bail conditions remain as set. (bw) (Entered: 11/21/2018)
11/21/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>81</u> MOTION for Acquittal <i>pursuant to Rule 29</i> . MOTION for New Trial <i>pursuant to Rule 33</i> . filed by Thomas Carrano. [*** NOTE: MOTION DENIED. SEE MINUTE ENTRY FILED ON 11/21/2018. ***] (bw) (Entered: 11/21/2018)
11/27/2018	<u>100</u>	LETTER by USA as to Thomas Carrano addressed to Judge Sidney H. Stein from Alison Moe dated November 27, 2018 re: forfeiture. Document filed by USA. (Moe, Alison) (Entered: 11/27/2018)
11/29/2018	<u>101</u>	ORDER as to Thomas Carrano: In light of the government's decision to no longer pursue criminal forfeiture in connection with this matter [Doc. No. 100], and for the reasons stated in open court on November 21, 2018, IT IS HEREBY ORDERED that defendant's sentencing will take place as scheduled [Doc. No. 97] on December 13, 2018, at 11:00 a.m. (Signed by Judge Sidney H. Stein on 11/29/2018) (ap) (Entered: 11/29/2018)
12/04/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>72</u> LETTER MOTION addressed to Judge Sidney H. Stein from Michael McGinnis dated August 1, 2018 re: Proposed Order of Forfeiture and Opposition to Motion to Preclude filed by USA <u>69</u> , LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 07/18/2018 re: preclude criminal forfeiture filed by

		Thomas Carrano. The motions are moot in light of the government's decision not to seek forfeiture [Doc. No. 100]. (lab) (Entered: 12/04/2018)
12/04/2018	<u>102</u>	OPINION as to Thomas Carrano: The evidence was beyond sufficient for the jury to find, as it did, each element of the offense proven beyond a reasonable doubt, and this trial most certainly does not present the extraordinary circumstance where the Court is concerned an innocent person has been convicted. Carrano conspired to violate the Animal Welfare Act, as the jury found. For the reasons set forth above, defendant's Rule 29 and Rule 33 motion for a judgment of acquittal or in the alternative a new trial is denied. (Signed by Judge Sidney H. Stein on 12/4/2018) (lnl); [*** NOTE: SEE ORDER, DOC.# <u>107</u> , FILED ON 12/18/2018. ***] Modified on 12/18/2018 (bw). (Entered: 12/04/2018)
12/06/2018	<u>103</u>	ORDER as to Thomas Carrano. Due to a scheduling conflict the sentencing of defendant will take place at 2:45 p.m. on December 13, 2018, not 11:00 a.m. SO ORDERED: (Signed by Judge Sidney H. Stein on 12/6/2018)(bw) (Entered: 12/06/2018)
12/06/2018	<u>104</u>	SENTENCING SUBMISSION by USA as to Thomas Carrano. (Moe, Alison) (Entered: 12/06/2018)
12/09/2018	<u>105</u>	SENTENCING SUBMISSION by Thomas Carrano. (Willstatter, Richard) (Entered: 12/09/2018)
12/13/2018		Minute Entry for proceedings held before Judge Sidney H. Stein: Sentencing held on 12/13/2018 for Thomas Carrano (1) Count 1s. Defendant Thomas Carrano present with attorney Richard Willstatter; for the government Michael McGinnis, Alison Moe, Timothy Howard present; court reporter Sam Mauro also present. The defendant is sentenced as follows: custody of 14 months, followed by supervised release for three years, with the standard and mandatory conditions, and the following special conditions: (1) participate in substance abuse treatment program; (2) submit to search; (3) not possess, acquire, buy or sell, any live roosters, chickens, hens, or any form of gamefowl; (4) perform 120 hours of community service during each year of supervised release. The Court imposes a \$100.00 special assessment. The defendant shall voluntarily surrender on January 28, 2019. At the request of the government the Court dismisses the underlying indictment. The defendant may travel to Connecticut, Vermont, and Massachusetts for employment purposes. (ft) (Entered: 12/14/2018)
12/14/2018		DISMISSAL OF COUNTS on Government Motion as to Thomas Carrano (1) Count 1. (ap) (Entered: 12/14/2018)
12/14/2018	<u>106</u>	JUDGMENT IN A CRIMINAL CASE as to Thomas Carrano (1). THE DEFENDANT: was found guilty on count One in the (S1) Indictment. after a plea of not guilty. Underlying indictment is dismissed on the motion of the United States. IMPRISONMENT: 14 months. The court makes the following recommendations to the Bureau of Prisons: That

		defendant be incarcerated in a location which will facilitate visits from his wife who resides in the Western District of New York. The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons: before 2 p.m. on 1/28/2019. SUPERVISED RELEASE: Three years. see SPECIAL CONDITIONS OF SUPERVISION. ASSESSMENT: \$100.00 due immediately. (Signed by Judge Sidney H. Stein on 12/14/2018) (ap) (Entered: 12/14/2018)
12/14/2018		(Court only) ***Terminated defendant Thomas Carrano. (ap) (Entered: 12/14/2018)
12/14/2018		(Court only) ***Case Terminated as to Thomas Carrano. (ap) (Entered: 12/14/2018)
12/18/2018	<u>107</u>	ORDER as to Thomas Carrano. The Opinion filed on December 4, 2018 [Doc. No. 102], is amended as follows: 1. On page 12, third full paragraph, the sentence that reads "He vigorously made objections, cross-examined witnesses, and put on a defense case, including witnesses and the testimony of Carrano himself" should instead read "He vigorously made objections, cross-examined witnesses, and put on defense witnesses."; and 2. On page 12, last paragraph, the sentence that reads "Defendant insists his counsel was deficient for not better preparing the defense witnesses, including Carrano, to testify" should instead read "Defendant insists his counsel was deficient for not better preparing the defense witnesses to testify." SO ORDERED: (Signed by Judge Sidney H. Stein on 12/18/2018)(bw) (Entered: 12/18/2018)
12/18/2018	<u>108</u>	AMENDED JUDGMENT In A Criminal Case. Date of Imposition of Judgment: 12/13/2018*. Date of Original Judgment: 12/13/2017. Reason for Amendment: Correction of Sentence for Clerical Mistake (Fed. R. Crim. P. 36). Defendant Thomas Carrano (1) was found guilty on Count(s) 1s (Count One in the (S1) Indictment), after a plea of not guilty. Count(s) Underlying Indictment is dismissed on the motion of the United States. IMPRISONMENT: 14 months. The court makes the following recommendations to the Bureau of Prisons: That defendant be incarcerated in a location which will facilitate visits from his wife who resides in the Western District of New York. -The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons: before 2 p.m. on 1/28/2019. SUPERVISED RELEASE: Three years. Standard Conditions of Supervision (See page 4 of Judgment). Special Conditions of Supervision (See page 5 of Judgment). ASSESSMENT: \$100.00, due immediately. (Signed by Judge Sidney H. Stein on 12/18/2018)(bw) (Entered: 12/18/2018)
12/19/2018	 <u>109</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Conference held on 11/21/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Raquel Robles, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.

		Redaction Request due 1/9/2019. Redacted Transcript Deadline set for 1/22/2019. Release of Transcript Restriction set for 3/19/2019. (McGuirk, Kelly) (Entered: 12/19/2018)
12/19/2018	<u>110</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Conference proceeding held on 11/21/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 12/19/2018)
12/20/2018	<u>111</u>	MOTION for Bond . Document filed by Thomas Carrano. (Willstatter, Richard) (Entered: 12/20/2018)
12/20/2018	<u>112</u>	MEMORANDUM in Support by Thomas Carrano re <u>111</u> MOTION for Bond .. (Willstatter, Richard) (Entered: 12/20/2018)
12/20/2018	<u>113</u>	NOTICE OF APPEAL by Thomas Carrano from <u>108</u> Amended Judgment. (tp) (Entered: 12/21/2018)
12/20/2018		Appeal Remark as to Thomas Carrano re: <u>113</u> Notice of Appeal - Final Judgment. \$505.00 APPEAL FEE DUE. ATTORNEY RETAINED. (tp) (Entered: 12/21/2018)
12/21/2018		Transmission of Notice of Appeal and Certified Copy of Docket Sheet as to Thomas Carrano to US Court of Appeals re: <u>113</u> Notice of Appeal - Final Judgment. (tp) (Entered: 12/21/2018)
12/21/2018		Appeal Record Sent to USCA (Electronic File). Certified Indexed record on Appeal Electronic Files as to Thomas Carrano re: <u>113</u> Notice of Appeal - Final Judgment were transmitted to the U.S. Court of Appeals. (tp) (Entered: 12/21/2018)
12/21/2018		USCA Appeal Fees received \$ 505.00, receipt number 465407016637 as to Thomas Carrano on 12/20/2018 re: <u>113</u> Notice of Appeal - Final Judgment filed by Thomas Carrano. (tp) (Entered: 12/21/2018)
12/28/2018	<u>114</u>	MEMORANDUM ORDER as to Thomas Carrano. The Court has received defendant's motion for bail pending appeal pursuant to 18 U.S.C. § 3143(b). [Doc. No. 111] That statute provides that "the judicial officer shall order that a person who has been found guilty of an offense and sentenced to a term of imprisonment, and who has filed an appeal..., be detained, unless the judicial officer" finds that two requirements are met. Id. § 3143(b)(1)(emphasis added). First, the Court must be satisfied "by clear and convincing evidence that the person is not likely to flee or pose a danger to the safety of any other person or the community if released.... " Id. § 3143(b)(1)(A). Second, the Court must determine that "the appeal is not for the purpose of delay and raises a substantial question of law or fact likely to result in (i) reversal, (ii) an order for a new trial, (iii) a sentence that does not



		include a term of imprisonment, or (iv) a reduced sentence to a term of imprisonment less than the total of the time already served plus the expected duration of the appeal process." Id. § 3143(b)(1)(B)....[See this Memorandum Order]... IT IS HEREBY ORDERED that defendant's motion for bail pending appeal pursuant to 18 U.S.C. § 3143(b) is denied. SO ORDERED: (Signed by Judge Sidney H. Stein on 12/28/2018)(bw) (Entered: 12/28/2018)
12/28/2018		(Court only) ***Motions terminated as to Thomas Carrano: <u>111</u> MOTION for Bond . filed by Thomas Carrano. [*** NOTE: MOTION DENIED. SEE MEMORANDUM ORDER, DOC.# <u>114</u> , FILED ON 12/28/2018. ***] (bw) (Entered: 12/28/2018)
01/07/2019	 <u>115</u>	TRANSCRIPT of Proceedings as to Thomas Carrano re: Sentence held on 12/13/18 before Judge Sidney H. Stein. Court Reporter/Transcriber: Khristine Sellin, (212) 805-0300, Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/28/2019. Redacted Transcript Deadline set for 2/7/2019. Release of Transcript Restriction set for 4/8/2019. (McGuirk, Kelly) (Entered: 01/07/2019)
01/07/2019	<u>116</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT as to Thomas Carrano. Notice is hereby given that an official transcript of a Sentence proceeding held on 12/13/18 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 01/07/2019)
01/16/2019	<u>117</u>	LETTER MOTION addressed to Judge Sidney H. Stein from Richard D. Willstatter dated 1/16/2019 re: modify bail conditions . Document filed by Thomas Carrano. (Willstatter, Richard) (Entered: 01/16/2019)
01/17/2019	<u>118</u>	MEMO ENDORSEMENT granting <u>117</u> LETTER MOTION filed by Thomas Carrano (1), ddressed to Judge Sidney H. Stein from Attorney Richard D. Willstatter dated 1/16/2019 re: modify bail conditions. The reason for the requested modification is that, as part of Mr. Carrano's current employment delivering puppies for a kennel, he is scheduled to travel to New Jersey for that purpose this Friday, January 18, 2019. ENDORSEMENT: SO ORDERED. (Signed by Judge Sidney H. Stein on 1/16/2019) (bw) (Entered: 01/17/2019)
01/23/2019	<u>119</u>	ORDER of USCA (Certified Copy) as to Thomas Carrano re: <u>113</u> Notice of Appeal. USCA Case Number 18-3781. Appellant has filed a motion for release pending appeal. IT IS HEREBY ORDERED that, to the extent the motion seeks a temporary stay of surrender pending determination of the motion by a three-judge panel, the stay is DENIED. The motion for bail is REFERRED to a three-judge motions

		panel. Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit, Clerk USCA. Certified: 01/23/2019. (nd) (Entered: 01/24/2019)
02/20/2019	<u>120</u>	ORDER of USCA (Certified Copy) as to Thomas Carrano re: <u>113</u> Notice of Appeal. USCA Case Number 18-3781. Defendant-Appellant having moved for release pending appeal pursuant to 18 U.S.C. § 3143(b)(1), IT IS HEREBY ORDERED that the motion is DENIED. Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit, Clerk USCA. Issued As Order: 02/19/2019. Certified: 2/20/2019. (nd) (Entered: 02/20/2019)
04/25/2019	<u>121</u>	JUDICIAL RESPONSE as to Thomas Carrano. THE COURT ORDERS: Transfer of Jurisdiction to the Western District of New York APPROVED. (Signed by Judge Sidney H. Stein on 4/25/2019)(ap) (Entered: 04/25/2019)
05/07/2019	122	Supervised Release Jurisdiction Transferred Out to the U.S.D.C. - Western District of New York as to (17-Cr-460-1) Thomas Carrano. [*** NOTE: This Prob 22 Form signed by Judge Sidney H. Stein on 4/25/2019. Signed by Receiving Court Judge on 5/1/2019. ***] (bw) (Entered: 05/07/2019)
05/07/2019		TRANSFER OUT SUPERVISED RELEASE DOCUMENTS SENT as to (17-Cr-460-1) Thomas Carrano to the U.S.D.C. - Western District of New York (Rochester). Certified copies of the following documents were mailed: 1) Transfer of Jurisdiction Form [doc.#122], 2) Judgments [docs.#106, 108], 3) S1 Superseding Indictment [doc.#25], 4) Docket Sheet; and letter of acknowledgment. Mailed via U.S. Postal Service, Certified Mail # 7017-3040-0000-9027-7397 on May 7, 2019. (bw) (Entered: 05/07/2019)